

Message Text

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APPROVED BY EUR:RDVINE
L/OES:DCOLSON
OES/OFA:KCLARK-BOURNE
S/S:MR. GAMBLE

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FM SECSTATE WASHDC
TO USDEL SECRETARY IMMEDIATE

C O N F I D E N T I A L STATE 103050 TOSEC 040015

E.O. 11652: GDS

TAGS: OCON, CA

SUBJECT:YOUR MEETING WITH CANADIAN EXTAFF MINISTER JAMIESON
MAY 6, 1977, 0945

1. YOU SHOULD BE AWARE OF FOLLOWING RECENT DEVELOPMENTS
IN CONNECTION WITH YOUR DISCUSSION WITH JAMIESON OF
FISHERIES ISSUES (MORE FULLY COVERED IN BRIEFING MEMO FOR
MAY 6 MEETING).
2. ON MAY 3 PACIFIC COAST REGIONAL FISHERY COUNCIL ADOPTED
TWO CHANGES RECOMMENDED BY SECRETARY KREPS TO PLAN AFFECT-
ING U.S. AND CANADIAN SALMON TROLLING IN U.S. WATERS. FIRST
PROVIDES NEW TWO-WEEK FISHING SEASON IN JUNE WHICH RESPONDS
FAVORABLY TO CANADIAN REQUESTS. SECOND INCREASES MINIMUM
SIZE LIMIT (FROM 26" TO 28") WHICH RUNS COUNTER TO CANADIAN
REQUEST. AGREEMENT BY COUNCIL TO KREPS PROPOSAL WILL
ENABLE SECRETARY KREPS TO AMEND EMERGENCY REGULATIONS NOW
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IN FORCE THROUGH ISSUANCE OF NEW REGULATIONS. AS THIS IS
REVISION OF REGULATIONS AFFECTING CANADA, SECRETARY KREPS
HAS INVITED GOC OFFICIALS TO CONSULT WITH USG NEXT WEEK
BEFORE DECISION IS TAKEN. SUCH CONSULTATIONS ARE SPECIFI-
CALLY PROVIDED FOR IN 1977 RECIPROCAL FISHERIES AGREEMENT.

3. NOTWITHSTANDING ANY FURTHER CONSULTATIONS, IT IS

LIKELY KREPS WILL PROMULGATE NEW EMERGENCY REGULATIONS WITHOUT FURTHER MODIFICATION AS THIS COURSE MEETS HER RECOMMENDATIONS TO THE COUNCIL AND APPEARS THE BEST PROGRAM TO MEET THE REQUIREMENTS OF OUR 200-MILE ZONE LEGISLATION AND FEDERAL COURT REQUIREMENTS THAT A LARGER SHARE OF U.S. SALMON CATCH GO TO TREATY INDIANS.

4. THESE DEVELOPMENTS DO NOT AFFECT POSITION RECOMMENDED YOU TAKE WITH JAMIESON, WHICH REMAINS THAT YOU STRESS (1) OUR VIEW THAT WE COULD NOT GO FURTHER IN MEETING CANADIAN REQUESTS BECAUSE OF DICTATES OF DOMESTIC LAW, (2) THAT THIS RESULT IS UNFORTUNATE BUT NOT INCONSISTENT WITH OUR 1977 AGREEMENT AND (3) IT IS IN STRONG INTEREST OF BOTH GOVERNMENTS TO PRESS FORWARD TOWARD AND MARSHALL INTERNAL SUPPORT FOR CONCLUSION OF LONG-TERM ARRANGEMENTS MUTUALLY SATISFACTORY TO RESOLVE THESE DIFFICULT PROBLEMS.

5. WHILE WE HAVE NOT BEEN ABLE FULLY TO MEET CANADIAN REQUESTS IN THIS CASE, WE HAVE NO REASON TO BE DEFENSIVE ON OUR PERFORMANCE UNDER 1977 AGREEMENT. ACTION BY SECRETARY KREPS TO EXPAND JUNE SEASON FOR SALMON TROLLING AND EFFORTS ON US PART TO ENSURE MEANINGFUL CONSULTATIONS WITH CANADA AT EVERY STEP OF REVIEW PROCESS SHOULD BE UNDERSTOOD BY JAMIESON AS SINCERE UNDERTAKING BY USG IN KEEPING WITH 1977 AGREEMENT TO BE RESPONSIVE TO CANADIAN INTERESTS TO EXTENT WE HAVE HAD FLEXIBILITY WITHIN CONSTRAINTS OF DOMESTIC LAW.

6. CLEARANCES: L/OES:DCOLSON; OES/OFA:KCLARK-BOURNE;
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EUR:RDVINE. CHRISTOPHER

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